

FULLERTON JOINT UNION HIGH SCHOOL DISTRICT
May 11, 2021

BD AGENDA

MAY 11 2021

To: President Buchi and Members, Board of Trustees
From: Scott Scambray
Subject: Authorization to Bid Shade Structures Districtwide
and Allow Piggybacking by Other Public Corporations
and Agencies

ACTION

Background

Equipment, Materials, Supplies, and Repairs/Maintenance

Public Contract Code Section 20111 (a) provides that the governing board of any school district shall let any contracts involving an expenditure of more than \$96,500 for any of the following:

- (1) The purchase of equipment, materials, or supplies to be furnished, sold, or leased to the district.
- (2) Services, except construction services.
- (3) Repairs, including maintenance as defined in Section 20115, that are not a public project as defined in subdivision (c) of Section 22002.

Contracts shall be let to the lowest responsive responsible bidder or else reject all bids. Purchases of equipment, materials, supplies, services, and repairs/maintenance in amounts less than \$96,500 need not be bid.

The purpose of this agenda item is to seek Board authorization to proceed with the solicitation of bids for a contract, which includes a 'piggyback' component. Pursuant to Public Contract Code Section 20118, a contract with a piggyback component permits other public corporations or agencies to procure personal property under a contract previously entered into between the original district, Fullerton Joint Union High School District, (FJUHSD) and a vendor. District staff members are proposing to include a piggyback component in a formally bid contract for the Division of State Architect (DSA) Preapproved Shade Structures (Districtwide). If subsequently awarded, a contract for DSA Preapproved Shade Structures (Districtwide) that includes a piggyback component would allow other public corporations or agencies to purchase DSA Preapproved Shade Structures on the same terms as the District.

A piggyback contract offers (1) other public entities the ease of procuring products without formal bidding because those products were bid by another entity (FJUHSD) and (2) the vendor an opportunity to sell its product on a scale larger than to just one public entity. District staff members believe more favorable pricing will be obtained because of an "economy of scale" since the vendors should provide more favorable pricing if more entities can procure the vendor's products by piggybacking onto FJUHSD's contract.

Current Considerations

In accordance with Public Contract Code Section 20111, District staff members will advertise for and solicit bids from qualified bidders for shade structures, with a contract including a 'piggyback' component for DSA Preapproved Shade Structures. In order to select qualified firms to provide the requisite equipment, the District is seeking bids from qualified contractors to provide services in conjunction with the District's operations, and to support its maintenance and facilities programs.

Fiscal Implications

Funding Source: Measure I Funds
 Routine Restricted Maintenance Funds
 COVID Funds

Recommendation

It is recommended that authorization to bid shade structures Districtwide be approved, with a contract including a 'piggyback' component for DSA Preapproved Shade Structures, that District staff members be authorized to advertise for and solicit bids from qualified bidders, and that the Superintendent or designee be authorized to execute the necessary documents.

TB/lb

Superintendent's Comment:

APPROVAL RECOMMENDED.